

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 13 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 13 2004

The applicant **Jack E. and Joyce M. Barnes**, hereby make application for permission to change the **Place of Use of a portion** of water heretofore appropriated under **United States of America v. Orr Ditch Co. in Equity No. A-3, Claim No. 3; United States of America v. Alpine Land and Reservoir Co., No. D-183 BRT**; both in the Federal District Court of Nevada.

1. The source of water is **Truckee and Carson River**
2. The amount of water to be changed **13.65 ac. feet**
3. The water to be used for **as decreed**
4. The water heretofore permitted for **as decreed**
5. The water is to be diverted at the following point **Lahontan Dam within SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33, T.19N., R.26E., M.D.B.&M.**
6. The existing permitted point of diversion is located within **no change**
7. Proposed place of use **SE $\frac{1}{4}$ SW $\frac{1}{4}$ (3.90 ac.) of Section 22, T.18N., R.28E., M.D.B.&M. A total of 3.90 ac. Truckee Carson Irrigation District Serial #2144-G.**
8. Existing place of use **NW $\frac{1}{4}$ NW $\frac{1}{4}$ (3.90 ac) of Section 22, T.18N., R.28E., M.D.B.&M. A total of 3.90 ac. Truckee Carson Irrigation District Serial No 146-1 & 146-1-A.**
9. Use will be from **as decreed.**
10. Use was permitted from **as decreed.**
11. Description of proposed works **dams, canals & ditches**
12. Estimated cost of works **complete**
13. Estimated time required to construct works **complete**
14. Estimated time required to complete the application of water to beneficial use **3 years**
15. Remarks:

By **Barry A. Fitzpatrick, S.W.R.S. #817**
s/Barry A. Fitzpatrick Agent
178 S. Maine Street
Fallon, Nevada 89406

WITHDRAWN BY APPLICANT SEP 09 2004Compared cmf/sam*James P. Ricci, P.E.*

STATE ENGINEER

Protested 6/06/04 by: The Pyramid Lake Paiute Tribe of Indians*Dam*
